

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office OCT 20 1980

Returned to applicant for correction _____

Corrected application filed _____

Map filed NOV 19 1980

The applicant Freeport Gold Company

P. O. Box 1132, of Elko,
Street and No. or P.O. Box No. City or Town

Nevada 89801, hereby make S application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) September 19, 1978 - Nevada

1. The source of the proposed appropriation is Underground
Name of stream, lake or other source.

2. The amount of water applied for is 4.0 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet _____ acre-feet

3. The water to be used for Mining, milling & Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) _____

(b) Stockwater (state number and kinds of animals to be watered) _____

(c) Other use (describe fully under "No. 12. Remarks") _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point: within the NW¼ NE¼ of
Section 33, T41N, R54E, MDM, at a point from which the SW corner
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
of said Section 33 bears S 44° 36' W 5599 feet
it should be stated.

6. Place of use NE¼ NE¼ (Lot 17) Section 4, T40N, R54E; S¼, NW¼, W¼ NE¼ and
Describe by legal subdivision, if on unsurveyed land it should be so stated.
SE¼ NE¼ of Section 33, T41N, R54E; and approximately 6 miles of ore
haul road through portions of Sections 25, 26, & 35 in T41N, R53E
and Sections 29, 30, 32, & 33 in T41N, R54E, MDM

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled and cased well equipped with
motor, pump and pipeline to place of use
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works. \$90,000.00
10. Estimated time required to construct works. 2 years
11. Estimated time required to complete the application to beneficial use. 3 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water from this application will be co-mingled with Permits #36781 and #39881 and collectively not exceed the permitted estimated annual consumption of 5,788.90 acre-feet annually.

Please send copies to the undersigned agent

Applicant.....

By..... s/William A. Nisbet
Agent
421 Court
Elko, Nevada 89801

Compared ha/sg bl/ds

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permits 39881 and 36781 shall not exceed 5788.90 acre-feet per annum.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.0 cubic feet per second, but not to exceed 2894.45 acre-feet per annum.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before September 2, 1984

Proof of completion of work shall be filed before October 2, 1984

Application of water to beneficial use shall be made on or before September 2, 1987

Proof of the application of water to beneficial use shall be filed on or before October 2, 1987

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... IN TESTIMONY WHEREOF, I PETER G. MORROS
Completion of work filed OCT 09 1984 State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed..... my office, this 2nd day of SEPTEMBER
Cultural map filed.....
Certificate No..... Issued 36496 T 0.25 Exp 3-2-93 A.D. 19 82